

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 159 OF 2004
IN
WRIT PETITION NO. 2346 OF 2003

M/S. SWAN MILLS LTD. ...PETITIONERS
VS.
LALCHAND BIHARILAL TIWARI & ORS ...RESPONDENTS.

I.A.ENGINEER FOR THE APPLICANT/PETITIONER.
MR. V.P.VAIDYA FOR RESPONDENTS.

CORAM : S.K.SHAH, J.
DATE : September 29, 2005.

P.C.:

1. This motion is taken out for seeking a direction to pay to the Respondent No.1 the amount, which the Petitioners have deposited, under the Order of this Court towards back wages.

2. The learned Counsel for the Petitioner, however, objects for making payment thereof as the very Order granting back wages is under Challenge.

3. The learned Counsel for the Respondent, however, submits that the Respondent has not yet been paid even the legal dues. The learned Counsel for the Petitioner submits that he is ready to pay the legal dues as on 1991, within two weeks. This payment, however, would be without prejudice to the rights of the parties.

4. In view of the above, the motion is not pressed. The same is disposed of accordingly.

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[S.K.SHAH, J.]